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Proposed Counsel for Lenard E. Schwartzer, Trustee

6 **UNITED STATES BANKRUPTCY COURT**

7 **DISTRICT OF NEVADA**

8 In re: Case No. BK-S-20-10752-ABL
 9 JIMENEZ ARMS, INC., Chapter 7

10 Debtor. **DECLARATION OF JASON A. IMES**
 11 **SUPPORTING TRUSTEE'S**
 12 **EX PARTE APPLICATION TO EMPLOY**
GENERAL COUNSEL

13 I, Jason A. Imes, declare the following under penalty of perjury:

14 1. I am an attorney and counselor at law, duly admitted to practice before all Courts of
 15 the State of Nevada and before the United States District Court for the District of Nevada.

16 2. I am an attorney with Schwartzer & McPherson Law Firm (the "S&MLF").
 17 S&MLF maintains offices at 2850 South Jones Blvd., Suite 1, Las Vegas, NV 89146.

18 3. S&MLF seeks authorization to be retained by Lenard E. Schwartzer, Chapter 7
 19 Trustee herein, as his legal counsel for the purpose of representing him and the bankruptcy estate
 20 as more particularly set forth in the Trustee's Application on file herein.

21 4. A summary of the hourly billing rates for S&MLF is attached hereto as **Exhibit A**.

22 5. To the best of my knowledge, S&MLF is disinterested within the meaning of
 23 Section 101(14) of the Bankruptcy Code because S&MLF, its shareholders, counsel and associates
 24 (a) are not creditors, equity security holders, or insiders of the Debtor, (b) are not and were not,
 25 within two years before the date of this application, a director, officer, or employee of Debtor as
 26 specified in subparagraph (c) of 11 U.S.C. § 101(14), and (c) do not hold an interest materially
 27 adverse to the interest of the estate or of any class of creditors or equity holders except as stated
 28 herein.

1 6. Upon information and belief and to the best of my knowledge, neither I, nor any
2 member of S&MLF, represents any interest that is adverse to the Debtor, creditors, any other party
3 in interest, their respective attorneys and accountants, the United States Trustee, or any person
4 employed in the Office of the United States Trustee in matters upon which it will be engaged as
5 counsel.

6 7. Upon information and belief, neither I, nor any member of S&MLF, has any known
7 connections with the Debtor, creditors, or any other party in interest, their respective attorneys and
8 accountants, the United States Trustee, or any person employed in the Office of the United States
9 Trustee in matters upon which it will be engaged as counsel for the Trustee in this case, **EXCEPT**
10 **that Lenard E. Schwartzer is the acting Chapter 7 Panel Trustee for this case, appointed by**
11 **the Office of the United States Trustee, and Mr. Schwartzer regularly employs S&MLF to**
12 **represent him in other unrelated bankruptcy cases in which he is the Trustee. Mr.**
13 **Schwartz is also a senior partner in S&MLF, but he will not bill as an attorney in this case.**

14 8. Pursuant to Fed.R.Bankr. P. 2014, this Declaration sets forth, to the best of
15 Applicant's knowledge, S&MLF's connections (if any) with the Debtor, creditors, any other party
16 in interest, their respective attorneys and accountants, the United States Trustee, or any person
17 employed in the office of the United States Trustee. The names reviewed to make this
18 determination are set forth in **Exhibit "B."**

19 9. The undersigned has not shared or agreed to share with any other entity, other than
20 with members of the undersigned's law firm, any compensation paid or to be paid.

21 10. In this case, time was spent by S&MLF discussing the current issues in this case
22 with the Trustee prior to submission and approval of the employment Application and reviewing
23 the petition and related documents. This pre-Application work was necessary to determine if
24 engagement of counsel by the trustee (and the expense of an employment application) was
25 economically prudent. Once it was determined that it was in the interest of the estate to incur the
26 expense of engaging counsel, this Application was prepared and submitted. This pre-Application
27 work was undertaken for the benefit of the bankruptcy estate and any fees claimed for this period
28

1 will still be subject to review and approval by the Court if S&MLF seeks compensation for its
2 services pursuant to 11 U.S.C. §330 and Fed. R. Bankr. P. 2016.

3 I declare under penalty of perjury under the laws of the United States of America that the
4 foregoing is true and correct.

5 DATED: June 26, 2020.

6 /s/ Jason A. Imes
7 Jason A. Imes

SCHWARTZER & MCPHERSON LAW FIRM
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EXHIBIT A

SCHWARTZER & MCPHERSON LAW FIRM

BILLING RATES AS OF JANUARY 1, 2020

ATTORNEYS

Lenard E. Schwartzer	(LES)	\$550
Jeanette E. McPherson	(JEM)	\$475
Jason A. Imes	(JAI)	\$385

PARALEGALS / LEGAL ASSISTANTS

Angela Hosey (AFH) \$150

EXHIBIT B

This information is being provided in connection with the Declaration of Jason Imes supporting the *Trustee's Ex Parte Application to Employ General Counsel*. The following names were reviewed to identify any connection or relationship:

Jimenez Arms, Inc. (Debtor)
Creditors listed in Schedules E/F
Parties listed in Schedule G
Parties listed in Statement of Financial Affairs
Parties listed in Amended Statement of Financial Affairs
Parties listed on Mailing Matrix